

Agenda Item Form

Agenda Date: 08/10/04

Districts Affected: 7

Dept. Head/Contact Information: Ellen A. Smyth, P.E., Director

Type of Agenda Item:

- | | | |
|---|---|--|
| <input checked="" type="checkbox"/> Resolution | <input type="checkbox"/> Staffing Table Changes | <input type="checkbox"/> Board Appointments |
| <input type="checkbox"/> Tax Installment Agreements | <input type="checkbox"/> Tax Refunds | <input type="checkbox"/> Donations |
| <input type="checkbox"/> RFP/ BID/ Best Value Procurement | <input type="checkbox"/> Budget Transfer | <input type="checkbox"/> Item Placed by Citizen |
| <input type="checkbox"/> Application for Facility Use | <input type="checkbox"/> Bldg. Permits/Inspection | <input type="checkbox"/> Introduction of Ordinance |
| <input type="checkbox"/> Interlocal Agreements | <input type="checkbox"/> Contract/Lease Agreement | <input type="checkbox"/> Grant Application |
| <input type="checkbox"/> Other _____ | | |

Funding Source:

- ☐ General Fund
☐ Grant (duration of funds: _____ Months)
☐ Other Source: _____

Legal:

- ☒ Legal Review Required Attorney Assigned (please scroll down): Ruth Reyes ☒ Approved ☐ Denied

Timeline Priority: ☐ High ☐ Medium ☐ Low # of days: _____

Why is this item necessary:

To release property lien placed against 8210 Carpenter Road Ten percent interest has been paid on the settlement. Clean up took place December 8, 1999.

Explain Costs, including ongoing maintenance and operating expenditures, or Cost Savings:

n/a

Statutory or Citizen Concerns:

n/a

Departmental Concerns:

n/a

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a release of lien on the following property (legal description on file in the City Clerk's Office) for consideration paid to the City in full satisfaction of amount owed pursuant to this solid waste management lien for:

	<u>Lien</u>	<u>Interest</u>	<u>Total Paid</u>
8210 Carpenter Road District 7	\$ 168.87	\$ 65.19	\$ 234.06

ADOPTED this 10th day of August, 2004.


CITY OF EL PASO

Joe Wardy
Mayor

ATTEST:

Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:


Ruth Reyes
Assistant City Attorney

STATE OF TEXAS)
)
COUNTY OF EL PASO)

RELEASE

WHEREAS, in accordance with Section 9.04.380, entitled Abatement, of the El Paso City Code, after providing due notice to the owner of the hereinafter described property that the owner's property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of the El Paso City Code, and the owner failed to comply after due notice, the City's Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds and/or other rubbish; and

WHEREAS, the El Paso City Council, in accordance with Section 9.04.380 of the El Paso City Code, declared the total amount of ONE HUNDRED SIXTY EIGHT DOLLARS AND 87/100 (\$ 168.87) to be the lien on the hereinafter described property by Resolution dated August 8, 2000, and said Resolution is recorded in Book 3836, Page 1603 of the Deeds Records of El Paso County, Texas; and

WHEREAS, the property owner desires a release of the property covered by said solid waste management lien and has made satisfactory arrangement with the City of El Paso to justify said release;

NOW, THEREFORE, in consideration of the above, the City of El Paso, for valuable consideration, the receipt whereof is hereby acknowledged, does release the following property from the above-mentioned solid waste management lien:

8210 Carpenter Road, City of El Paso, El Paso County, Texas, being more particularly described as TR 7-B (0.29 acre) TR 6-A-1 (5.1136 acres), Block 33, Ysleta Subdivision, Parcel Y805-999-0330-0702,

EXECUTED this 10th day of August, 2004.


CITY OF EL PASO

Joe Wardy
Mayor

ATTEST:

Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:



Ruth Reyes
Assistant City Attorney

(ACKNOWLEDGEMENT FOLLOWS ON NEXT PAGE)

STATE OF TEXAS)
)
COUNTY OF EL PASO)

Before me, the undersigned authority, on this day personally appeared _____, as _____ of the CITY OF EL PASO, known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged before in my county aforesaid that he had executed the same for the purpose and consideration and in the capacity therein expressed, and as the act and deed of the City of El Paso.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this ____ day of _____, 2004.

Notary Public, State of Texas

My Commission Expires: _____